IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

JOHN SAYYAH, et al.,

:

Plaintiffs,

:

vs.

Case No. C-1-01-459

WAYNOKA PROPERTY OWNERS, et al.,

CHIEF JUDGE WALTER HERBERT RICE

Defendants.

ORDER REFERRING MOTION TO RECUSE JUDGE WEBER (DOC. #100) TO MAGISTRATE JUDGE MICHAEL R. MERZ FOR REPORT AND RECOMMENDATION

Senior United States District Judge Herman J. Weber having referred the Plaintiffs' Motion to Recuse Judge Weber (Doc. #100) to the undersigned for disposition, said Motion is referred to United States Magistrate Judge Michael R. Merz for Report and Recommendation.

October 9, 2003

/s/Walter Herbert Rice

WALTER HERBERT RICE, CHIEF JUDGE UNITED STATES DISTRICT COURT

WHR/slc